

#7

PTO/SB/61 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

**3. Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_\_ for a small entity of \$\_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

8-27-02

Date

W Joe Mikulski

Signature

Telephone Number: 4969-7535-3890

WALTER JOSEPH MIKULSKI

Typed or printed name

AMCONGEN/RIMC

Address

PSC 115

APO AE 09213-0115

09/11/2002 MBLANCO 00000001 09490859

01 FC:240

55.00 DP

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unavoidable delay

Refund Ref:

09/11/2002

MBLANCO

0000120683

ME

CHECK Refund Total:

\$55.00

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

8/27/2002

Adjustment Date: 01/22/2003 AKELLEY

05/09/2002

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-640.00 DP

Refund Ref:

01/22/2003

AKELLEY

0000123809

Adjustment date: 09/11/2002 MBLANCO 00000008 09490859 02 FC:140

-110.00 DP

W Joe Mikulski

Signature

WALTER JOSEPH MIKULSKI

Typed or printed name of person signing certificate

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\$640.00

09/09/2002 MBLANCO 00000008 09490859

01 FC:241

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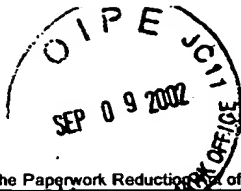
[Page 2 of 3]

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SEP 13 2002

**OFFICE OF PETITIONS**

09/09/2002 MBLANCO 00000008 09490859 02 FC:140 110.00 DP

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)

First named inventor: WALTER JOSEPH MIKULSKI

Group Art Unit:

Application Number: 09/490,859

Examiner:

Filed: 01/24/2000JEROME DONNALLYTitle: PORTABLE EXERCISE ASSEMBLYAttention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay

**1. Petition fee**

- ☐ small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(l)). Applicant claims small entity status.  
See 37 CFR 1.27.
- ☒ other than small entity - fee \$ 110. (37 CFR 1.17(l)).

**2. Reply and/or fee****A. The reply and/or fee to the above-noted Office action in**

the form of \_\_\_\_\_ (identify the type of reply):

- ☐ has been filed previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

**B. The issue fee of \$ 640**

- ☐ has been paid previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

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UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

8-27-02  
Date

W. Joe Mikulski  
Signature

WALTER JOSEPH MIKULSKI  
Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

PLEASE see ATTACHED 3 STAPLED FILES

(Please attach additional sheets if additional space is necessary)

[Page 3 of 3]

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OFFICE OF PETITIONS

> > The filing of a petition must be done diligently and without delay.

> >

> > It is also important to change your correspondence address. The form  
> for

> > change of correspondence is PTO/SB/123.

> >

> > The fees for the petitions (not including the issue fee) are as follows:

> >

> > 1.17(l) Petition to revive unavoidably

> abandoned

> > application \$ 110.00 (large entity) \$ 55.00

> >

> > 1.17(m) Petition to revive unintentionally

> > abandoned application \$ 1,280.00 (large entity) \$ 640.00

> >

> > The second column is for other than a large entity.